

**Case No. 7:24-cv-00317-DC-RCG TEXAS MIDLAND/ODESSA DIVISION**

1           **IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF**  
2           **TEXAS MIDLAND/ODESSA DIVISION**  
3  
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5           CONTIQUE WILLCOT,

6                 Plaintiff,

7           vs.

8           SECURITIES AND EXCHANGE  
9           COMMISSION, ET AL.,

10              Defendant

Case No. 7:24-cv-00317-DC-RCG

**PLAINTIFF'S OPPOSED MOTION FOR  
LEAVE TO FILE SUPPLEMENTAL  
OPPOSITION TO DEFENDANT  
FINANCIAL INDUSTRY  
REGULATORY AUTHORITY, INC.'S  
MOTION TO DISMISS THE SECOND  
AMENDED COMPLAINT**

11 Plaintiff Contique Willcot, proceeding pro se, respectfully moves for leave to file this  
12 Supplemental Opposition pursuant to FRCP 15(d). This supplement incorporates newly  
13 discovered evidence from a related case (Rolo v. SEC, Case 3:24-cv-02053-VDO, ECF 71, filed  
14 July 28, 2025, attached as Exhibit C), where the SEC's opposition exposes a contradiction with  
15 FINRA's position in this case. This evidence strengthens Plaintiff's arguments that FINRA acted  
16 ultra vires several times including in issuing the MMTLP U3 halt, piercing FINRA's immunity  
17 defense (opposition pp. 7-9, 12-13; Ex. 9, D'Alessio v. NYSE, 258 F.3d 93 (2d Cir. 2001)).  
18 Amendment is not futile or prejudicial, as it clarifies FINRA's overreach using co-defendant  
19 admissions. The Securities and Exchange Commission's recently released statement contradicts  
20 FINRA's position, proving that ultra vires conduct occurred regardless of which interpretation is  
21 accepted. The proposed Supplemental Opposition is attached hereto as Exhibit A. A proposed  
22 Order is attached as Exhibit B. I communicated with FINRA attorney David Kent via email on  
23 July 29th and July 30th and explained my intention to file this supplement. I did not receive an  
24 agreement or opposition to this motion. I assume their opposition.  
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2 PRAYER FOR RELIEF:  
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4 Grant leave to supplement; deny FINRA's MTD; order jurisdictional discovery on FINRA's  
5 Texas ties (opposition p. 6); lift PSLRA stay for Blue Sheets (SAC ¶ 23).  
6  
7 DATED: July 30, 2025  
8 /s/ Contique Willcot  
9 Contique Willcot, Pro Se  
10 6940 SW 10th Ct  
11 Pembroke Pines, FL 33023  
12 (954) 274-5173  
13 [contiq9@yahoo.com](mailto:contiq9@yahoo.com)  
14 Certificate of Service  
15 I certify that on July 30, 2025, a true copy was served via CM/ECF to all counsel of record.  
16 /s/ Contique Willcot  
17 Contique Willcot  
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28 PLAINTIFF'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL OPPOSITION TO DEFENDANT  
FINANCIAL INDUSTRY REGULATORY AUTHORITY, INC.'S MOTION TO DISMISS THE SECOND  
AMENDED COMPLAINT - 2